

105TH CONGRESS  
1ST SESSION

# S. RES. 98

Expressing the sense of the Senate regarding the conditions for the United States becoming a signatory to any international agreement on greenhouse gas emissions under the United Nations Framework Convention on Climate Change.

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## IN THE SENATE OF THE UNITED STATES

JUNE 12, 1997

Mr. BYRD (for himself, Mr. HAGEL, Mr. HOLLINGS, Mr. CRAIG, Mr. INOUE, Mr. WARNER, Mr. FORD, Mr. THOMAS, Mr. DORGAN, Mr. HELMS, Mr. LEVIN, Mr. ROBERTS, Mr. ABRAHAM, Mr. MCCONNELL, Mr. ASHCROFT, Mr. BROWNBACK, Mr. KEMP THORNE, Mr. THURMOND, Mr. BURNS, Mr. CONRAD, Mr. GLENN, Mr. ENZI, Mr. INHOFE, Mr. BOND, Mr. COVERDELL, Mr. DEWINE, Mrs. HUTCHISON, Mr. GORTON, Mr. HATCH, Mr. BREAUX, Mr. CLELAND, Mr. DURBIN, Mr. HUTCHINSON, Mr. JOHNSON, Ms. LANDRIEU, Ms. MIKULSKI, Mr. NICKLES, Mr. SANTORUM, Mr. SHELBY, Mr. SMITH of Oregon, Mr. BENNETT, Mr. FAIRCLOTH, Mr. FRIST, Mr. GRASSLEY, Mr. ALLARD, Mr. MURKOWSKI, Mr. AKAKA, Mr. COATS, Mr. COCHRAN, Mr. DOMENICI, Mr. GRAMM, Mr. GRAMS, Mr. LOTT, Ms. MOSELEY-BRAUN, Mr. ROBB, Mr. ROCKEFELLER, Mr. SESSIONS, Mr. SMITH of New Hampshire, Mr. SPECTER, and Mr. STEVENS) submitted the following resolution; which was referred to the Committee on Foreign Relations

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## RESOLUTION

Expressing the sense of the Senate regarding the conditions for the United States becoming a signatory to any international agreement on greenhouse gas emissions under the United Nations Framework Convention on Climate Change.

Whereas the United Nations Framework Convention on Climate Change (in this resolution referred to as the “Convention”), adopted in May 1992, entered into force in 1994 and is not yet fully implemented;

Whereas the Convention, intended to address climate change on a global basis, identifies the former Soviet Union and the countries of Eastern Europe and the Organization For Economic Co-operation and Development (OECD), including the United States, as “Annex I Parties”, and the remaining 129 countries, including China, Mexico, India, Brazil, and South Korea, as “Developing Country Parties”;

Whereas in April 1995, the Convention’s “Conference of the Parties” adopted the so-called “Berlin Mandate”;

Whereas the “Berlin Mandate” calls for the adoption, as soon as December 1997, in Kyoto, Japan, of a protocol or another legal instrument that strengthens commitments to limit greenhouse gas emissions by Annex I Parties for the post-2000 period and establishes a negotiation process called the “Ad Hoc Group on the Berlin Mandate”;

Whereas the “Berlin Mandate” specifically exempts all Developing Country Parties from any new commitments in such negotiation process for the post-2000 period;

Whereas although the Convention, approved by the United States Senate, called on all signatory parties to adopt policies and programs aimed at limiting their greenhouse gas (GHG) emissions, in July 1996 the Undersecretary of State for Global Affairs called for the first time for “legally binding” emission limitation targets and timetables for Annex I Parties, a position reiterated by the

Secretary of State in testimony before the Committee on Foreign Relations of the Senate on January 8, 1997;

Whereas greenhouse gas emissions of Developing Country Parties are rapidly increasing and are expected to surpass emissions of the United States and other OECD countries as early as 2015;

Whereas the Department of State has declared that it is critical for the Parties to the Convention to include Developing Country Parties in the next steps for global action and, therefore, has proposed that consideration of additional steps to include limitations on Developing Country Parties' greenhouse gas emissions would not begin until after a protocol or other legal instrument is adopted in Kyoto, Japan in December 1997;

Whereas the exemption for Developing Country Parties is inconsistent with the need for global action on climate change and is environmentally flawed;

Whereas the Senate strongly believes that the proposals under negotiation, because of the disparity of treatment between Annex I Parties and Developing Countries and the level of required emission reductions, could result in serious harm to the United States economy, including significant job loss, trade disadvantages, increased energy and consumer costs, or any combination thereof; and

Whereas it is desirable that a bipartisan group of Senators be appointed by the Majority and Minority Leaders of the Senate for the purpose of monitoring the status of negotiations on Global Climate Change and reporting periodically to the Senate on those negotiations: Now, therefore, be it

1       *Resolved*, That it is the sense of the Senate that—

1           (1) the United States should not be a signatory  
2           to any protocol to, or other agreement regarding, the  
3           United Nations Framework Convention on Climate  
4           Change of 1992, at negotiations in Kyoto in Decem-  
5           ber 1997, or thereafter, which would—

6                   (A) mandate new commitments to limit or  
7                   reduce greenhouse gas emissions for the Annex  
8                   I Parties, unless the protocol or other agree-  
9                   ment also mandates new specific scheduled  
10                  commitments to limit or reduce greenhouse gas  
11                  emissions for Developing Country Parties with-  
12                  in the same compliance period, or

13                   (B) would result in serious harm to the  
14                  economy of the United States; and

15           (2) any such protocol or other agreement which  
16           would require the advice and consent of the Senate  
17           to ratification should be accompanied by a detailed  
18           explanation of any legislation or regulatory actions  
19           that may be required to implement the protocol or  
20           other agreement and should also be accompanied by  
21           an analysis of the detailed financial costs and other  
22           impacts on the economy of the United States which  
23           would be incurred by the implementation of the pro-  
24           tocol or other agreement.

- 1        SEC. 2. The Secretary of the Senate shall transmit  
2 a copy of this resolution to the President.

